

Honorable Ronald B. Leighton

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT TACOMA

THE ESTATE OF SEAN THOMAS  
MAKAROWSKY, by and through the  
personal representative of said estate,  
LOUISE GAST,

Plaintiff,

vs.

STEVE LOBDELL, individually and as City  
of Vancouver Police Officer; the CITY OF  
VANCOUVER, a Municipal Corporation,

Defendants.

No. C10-5423 RBL

ORDER GRANTING STIPULATED  
MOTION TO COMPEL  
WASHINGTON STATE PATROL TO  
PRODUCE TOXICOLOGY CASE FILE

This matter came before the Court on a stipulated motion filed by the parties to compel the Washington State Patrol (WSP) to produce the case file for Case No. ST0704910. In response to a unilateral request from Defendants, The WSP resisted, citing both RCW 46.52.065 and RCW 68.50.105.

The Court has reviewed the parties' stipulated motion, and finds good cause to grant the motion and order WSP to produce the requested records. Accordingly, the parties stipulated motion is hereby **GRANTED**. WSP is ordered to produce a complete copy of all documents for Case No. ST0704910 and send it at the same time to the attorneys for the parties of record as follows:

ORDER - 1  
(W.D. Wash. Cause No. C10-5423 RBL)

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PATTERSON BUCHANAN  
FOBES LEITCH & KALZER, INC., P.S.

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Seattle WA 98121 Tel. 206.462.6700 Fax 206.462.6701

1 **FOR PLAINTIFF LOUISE GAST, Personal Representative for the Estate**  
2 **of Sean T. Makarowsky**

3 Mr. Beau D. Harlan  
4 Harlan Law Firm P.S.  
5 211 E. McLoughlin Blvd.  
6 Vancouver, WA 98663

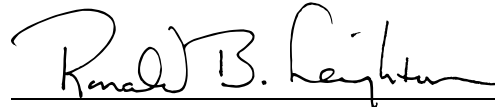
7 **FOR DEFENDANTS STEVE LOBDELL & CITY OF VANCOUVER**

8 Mr. Daniel G. Lloyd  
9 Patterson Buchanan Fobes Leitch & Kalzer  
10 2112 Third Avenue, Ste. 500  
11 Seattle, WA 98121

12 Defendants are directed to deliver a copy of this order to the duly authorized  
13 representative of the WSP within five (5) days after entry of this order. Delivery may be by  
14 first class mail, or another manner of service equivalent to service of process under FRCP 4.  
15 The WSP shall produce said records within a reasonable time, not later than thirty (30) days  
16 receipt of this order. WSP may produce said records by first class mail.

17 **IT IS SO ORDERED.**

18 DATED this 1<sup>st</sup> day of May, 2012.

19 

20 Ronald B. Leighton  
21 United States District Judge

22 Presented by:

23 PATTERSON BUCHANAN  
24 FOBES LEITCH & KALZER, INC., P.S.

25 By: /s/ Daniel G. Lloyd  
Daniel G. Lloyd, WSBA No. 34221  
Of Attorneys for Defendants  
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